

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

SUITS – Land Acquisition – PJP – GADWAL - Mahabubnagar District – Weepanagandla (Mandal) – Jetprole (Village) – O.P.Nos.297/96 & 298/96 - Sanction of decretal charges of **Rs.78,430/-** Orders – Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO. 345

DATE: 18.05.2009

Read :

From the Special Collector (LA) Bheema Project, Mahabubnagar
District Lr.No.Rc.B2/253/2007, dated:10.04.2007.

ORDER:

The Special Collector (LA) Bheema Project, Mahabubnagar has submitted the proposals for sanction of final payment of decretal charges in respect of O.P.Nos.297/96 & 298/96 pertaining to Jetprole (V) Weepanagandla (M) of Mahabubnagar District. The then Special Dy.Collector, LA, PJP, Gadwal had acquired the lands in Jatprole (V) for the construction of Srisailem Hydro Electric Project vide Award No.20/76 dt:09.11.76 at the rate of Rs.1,800/- per acre for Dry lands and wet lands. The awardees have filed their petitions U/s.18 of the L.A.Act. The said petition were referred to the Court of Sr.Civil Judge, Nagarkurnool. The Sr.Civil Judge, Nagarkurnool has enhanced the compensation amount from @Rs.1,800/- to Rs.7,000/- per acre for Dry lands and @Rs.1,800/- to Rs.11,000/- per acre for Wet lands. Aggrieved by the judgment and decree of Lower Court the then LAO has preferred an appeal before the Hon'ble High Court. The Hon'ble High Court allowing the appeal part and in modification of the decree of Lower Court confirmed the rates enhanced by the Lower Court and ordered that the claimants are entitled to payment of interest at 4% per annum from the date of taking possession of the lands till the date of Amendment Act on 30.04.82 and there after at 9% per annum per one year and 15% per annum till the date of deposit on the balance market value.

2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.78,430/- (Rupees Seventy eight thousand four hundred and thirty only)** in respect of O.P.Nos.297/96 & 298/96 pertaining to Jetprole (V) Weepanagandla (M) of Mahabubnagar District subject to verification whether the reference under section 18 (1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section.18 reference was made contrary to the rules/guidelines issued by the Govt/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyd immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

P.T.O

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3) The expenditure sanctioned in para (2) ante shall be debitable to following Head of Account under under "2801-01-105-SHES, G.H-11 – Normal State Plan – S.H (26) - Dams and Appurtenant works - 530 Major Works – 532 Lands (charged). In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

4) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.1356/F2(2)/2009-1, dated 23.04.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To

The Secretary to CCLA, A.P., Hyderabad.

The Special Collector (LA), Bheema Project, Mahabubnagar.

The Chief Engineer, NSRSP, Gaganvihar, Hyderabad.

The SDC, LA, PJP, Gadwal, Mahabubnagar.

The Director of Works Accounts, Hyderabad.

Copy to: P.S. to Minister (M& MI).

Finance (W&P) Department/File C.No.3354//LA-III(A2)/2009

SF/SCs

//FORWARDED :: BY ORDER//

SECTION OFFICER